

## CHAPTER 82.

## INJUNCTION ACTIONS FOR SUPPRESSION OF ILLEGAL SALE OF INTOXICATING LIQUORS.

S. F. 24.

AN ACT to amend section twenty-four hundred six (2406) of the code, relating to the sale of intoxicating liquors and the manner of bringing and prosecuting injunction actions for the suppression of the illegal sale of intoxicating liquors.

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Investigation by county attorney—report.** That section twenty-four hundred six (2406) of the code be and the same is hereby amended by adding thereto the following:

“Such action, when brought by a citizen, shall not be dismissed upon the motion of either the plaintiff or defendant until the county attorney shall have been notified in writing of the filing of such motion, and until such county attorney shall have made a personal investigation of the place of business sought to be enjoined, and of all matters set forth in said motion for dismissal, and shall have filed, in writing, a report of his findings in said cause, and his recommendation in reference to the disposition of the same. If any such action shall remain upon the docket for two terms of court, without trial, it shall be the duty of the judge of such court to order the plaintiff and his attorney or attorneys of record, to appear in open court for examination as to the reasons why such cause has not been brought on for trial; and it shall be the duty of the county attorney to conduct such examination, if the judge shall so order. Whenever the court shall have reason to believe that any action commenced under this section has not been brought or prosecuted in good faith said court shall direct the grand jury to investigate all the facts and circumstances connected with the bringing and prosecution of the same.”

Approved April 7, A. D. 1904.

## CHAPTER 83.

## RELATING TO MULCT TAX.

S. F. 210.

AN ACT to amend sections twenty four hundred thirty seven (2437), and twenty four hundred thirty eight (2438), of the code, relating to mulct tax.

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Mulct tax account.** That section twenty four hundred thirty seven (2437), of the code be and the same is hereby amended by striking out the period after the word “property” in the eighth line, and inserting a comma in lieu, and adding the following:

“and the county auditor shall keep in his office in books to be provided for that purpose, an account to be known as the ‘Mulct Tax Account’ in which memoranda of all moneys which may come into his hands and those of the county treasurer, from the mulct tax, shall be entered; and the county treasurer shall keep a like account and record of all mulct tax coming into his hands. Settlement of such accounts shall be made with the board of supervisors at the January and June sessions of the board, which settlement shall be published with the proceedings of the board.”

**SEC. 2. Payments made to county treasurer.** That section twenty four hundred thirty eight (2438), of the code be and the same is hereby

amended by striking out the period after the word "maintained" in the sixth line and inserting a comma in lieu and adding the following:

"All payments of mulct tax shall be made to the county treasurer upon a certificate from the county auditor showing the amount due."

Approved March 15, A. D. 1904.

## CHAPTER 84.

### RELATING TO BOOTLEGGING.

S. F. 124.

AN ACT relating to the sale of intoxicating liquors, and defining a bootlegger, and prescribing punishment therefor. [Additional to chapter six (6) of title twelve (XII) of the code, relating to intoxicating liquors.]

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. "Bootlegger" defined.** Any person who shall, by himself, or his employe, servant or agent, for himself or any person, company or corporation, keep or carry around on his person, or in a vehicle, or leave in a place for another to secure, any intoxicating liquor as herein defined, with intent to sell or dispose of the same by gift or otherwise, in violation of law, shall be termed a bootlegger.

**SEC. 2. Penalty.** Every such bootlegger may be restrained by injunction from doing or continuing to do any of the acts prohibited by law, and all the proceedings for injunctions, temporary and permanent, and for fines and costs for violation of same, as defined by law, shall be applicable to such person, company or corporation, and the fact that an offender has no known or permanent place of business or base of supplies, or quits the business after the commencement of an action shall not prevent a temporary or permanent injunction, as the case may be, from issuing.

Approved April 6, A. D. 1904.

## CHAPTER 85.

### EXPENSES OF THE BUREAU OF LABOR STATISTICS.

H. F. 189.

AN ACT to repeal section twenty-four hundred and seventy-seven (2477) of the code, relating to the expenses of the bureau of labor statistics, and to enact in lieu thereof the following:

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Repealed—compensation and expenses.** That section twenty-four hundred and seventy-seven (2477) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"The commissioner of the bureau of labor statistics shall receive a salary of fifteen hundred dollars per annum and shall be allowed a deputy at a salary of twelve hundred dollars per annum payable monthly; he shall also be allowed one factory inspector at a salary of one hundred dollars per month, one office clerk at a salary of sixty-five dollars per month. The appointment by the commissioner of such factory inspector shall be subject to the approval of the executive council. Said commissioner shall be allowed necessary postage, stationery and office expenses; the said salaries and expenses shall be paid as the salaries and expenses of other state officers are provided for. The commissioner or any officer or employe of the bureau of labor statistics shall be allowed, in addition to his salary, his actual and necessary traveling